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7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF WASHINGTON

9 UNITED STATES OF AMERICA,

Case No.: 2:24-CR-0152-TOR-3

10 Plaintiff,

11 v.

12 PROTECTIVE ORDER

13 MATTHEW PAUL LUNALILO
14 BARTON,

15 Defendant.
16

17 The United States of America, having applied to this Court for a Protective
18 Order regulating disclosure of the discovery materials and the sensitive information
19 contained therein to defense counsel in connection with the Government's discovery
20 obligations, and the Court finding good cause therefore, **IT IS HEREBY**
21 **ORDERED:**
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23 1. The United States' Unopposed Motion for Protective Order Regulating
24 Disclosure of Discovery and Sensitive Information, ECF No. 33, is **GRANTED**.
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1 2. The United States is authorized to disclose the discovery including
2 sensitive information and materials (hereinafter “Discovery”) in its possession
3 pursuant to the discovery obligations imposed by this Court.
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5 3. Government personnel and counsel for Matthew Paul Lunalilo Barton
6 (“Defendant”), shall not provide, or make available, the sensitive information in the
7 Discovery to any person except as specified in the Order or by approval from this
8 Court. Counsel for Defendant and the Government shall restrict access to the
9 Discovery, and shall only disclose the sensitive information in the Discovery to their
10 client, office staff, investigators, independent paralegals, necessary third-party
11 vendors, consultants, and/or anticipated fact or expert witnesses to the extent that
12 defense counsel believes is necessary to assist in the defense of their client in this
13 matter or that the Government believes is necessary in the investigation and
14 prosecution of this matter.
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18 4. Third parties contracted by the United States or counsel for Defendant
19 to provide expert analysis or testimony may possess and inspect the sensitive
20 information in the Discovery, but only as necessary to perform their case-related
21 duties or responsibilities in this matter. At all times, third parties shall be subject to
22 the terms of the Order.
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25 5. Discovery in this matter will be available to defense counsel via access
26 to a case file on USA File Exchange. Counsel for Defense may download Discovery
27 from USA File Exchange and shall exercise reasonable care in ensuring the security
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1 and confidentiality of the Discovery by electronically storing the Discovery on a
2 password-protected or encrypted storage medium, including a password-protected
3 computer, or device. If Discovery is printed, Counsel must also exercise reasonable
4 care in ensuring the security and confidentiality of the Discovery by storing copies
5 in a secure place, such as a locked office, or otherwise secure facility where visitors
6 are not left unescorted
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9 6. All counsel of record in this matter, including counsel for the United
10 States, shall ensure that any party, including the Defendant, that obtains access to
11 the Discovery is advised of this Order and that all information must be held in strict
12 confidence and that the recipient may not further disclose or disseminate the
13 information. Any other party that obtains access to, or possession of, the Discovery
14 containing discovery information once the other party no longer requires access to
15 or possession of such Discovery shall promptly destroy or return the Discovery once
16 access to Discovery is no longer necessary. No other party that obtains access to or
17 possession of the Discovery containing sensitive information shall retain such access
18 to or possession of the Discovery containing sensitive information unless authorized
19 by this Order, nor further disseminate such Discovery except as authorized by this
20 Order or the further Order of this court. For purposes of this Order, “other party” is
21 any person other than appointed counsel for the United States or counsel for
22 Defendant.
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1 7. All counsel of record, including counsel for the United States, shall
2 keep a list of the identity of each person to whom the Discovery containing sensitive
3 information is disclosed. Neither counsel for Defendant nor counsel for the United
4 States shall be required to disclose this list of persons unless ordered to do so by the
5 Court.
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7 8. Upon entry of a final order of the Court in this matter and conclusion
8 of any direct appeals, government personnel and counsel for Defendant shall retrieve
9 and destroy all copies of the Discovery containing sensitive information, except that
10 counsel and government personnel may maintain copies in their closed files
11 following their customary procedures.
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13 9. Government personnel and counsel for Defendant shall promptly report
14 to the Court any known violations of this Order.
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16 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter
17 this Order and provide copies to counsel.
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19 **DATED** this 7th day of March, 2025.
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A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE
United States District Judge